

CHARLES JOSEPH ET AL

Index #: 09 CV 7555 (RJS)

Plaintiff(s)

- against -

Date Filed:

DAVID M FRANKEL, ET AL

AFFIDAVIT OF SERVICE

Defendant(s)

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

SIEH CLARK BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on January 5, 2010 at 12:42 PM at

NYC DEPARTMENT OF FINANCE
ONE CENTRE STREET ROOM 500
NEW YORK, NY 10007

deponent served the within true copy/copies of the SUMMONS & COMPLAINT on DAVID M FRANKEL, the defendant/respondent therein named,

**SUITABLE
AGE**

by delivering thereat a true copy/copies of each to LESLIE HILL, LEGAL CLERK a person of suitable age and discretion. Said premises is the defendant's/respondent's actual place of business within the state. He identified himself as being AUTHORIZED to accept for the defendant/respondent.

Deponent further states that he describes the person actually served as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx.)
MALE	BROWN	BLACK	46	5'9	170

MAILING

Deponent enclosed a true copy/copies of same in a postpaid wrapper properly addressed to the defendant/respondent at the defendant's/respondent's actual place of business at

NYC DEPARTMENT OF FINANCE
ONE CENTRE STREET ROOM 500
NEW YORK, NY 10007


and deposited said wrapper in a post office or official depository under exclusive care and custody of the United States Postal Service within New York State on January 5, 2010 by REGULAR FIRST CLASS MAIL in an envelope marked PERSONAL & CONFIDENTIAL and not indicating on the outside envelope thereof, by return address or otherwise that the communication is from an attorney or concerns an action against the party to be served.

**MILITARY
SERVICE**

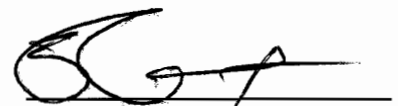
Person spoken to was asked whether the defendant was in the military service of the State of New York or the United States and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid deponent avers that the defendant is not in the military service of the State of New York or the United States as that term is defined in the statutes of the State of New York or the Federal Soldiers and Sailors Civil Relief Act.

Sworn to me on: January 5, 2010

Linda Forman
Notary Public, State of New York
No. 01FO5031305
Qualified in New York County
Commission Expires August 1, 2010


Robin Forman
Notary Public, State of New York
No. 01FO6125415
Qualified in New York County
Commission Expires April 18, 2013

Larry Yee
Notary Public, State of New York
No. 01YE5015682
Qualified in New York County
Commission Expires July 26, 2013


SIEH CLARK
License #: 1187234
Docket #: 685167